



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/014,822

Filing Date: 10/26/01

Applicant: Barker et al.

Title: ALKALI/TRANSITION METAL HALO - AND HYDROXY-
PHOSPHATES AND RELATED ELECTRODE ACTIVE MATERIALS

Attorney Docket: 4858-000213/CPA

Box Missing Parts

Hon. Commissioner of Patents and Trademarks
Washington, D.C. 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS
OF NONPROVISIONAL APPLICATION - Filing Date Granted AND PETITION FOR
EXTENSION OF TIME**

Sir:

Pursuant to the "Notice to File Missing Parts of Application - Filing Date Granted" mailed February 26, 2002, enclosed is the originally signed Oath/Declaration and Power of Attorney in the above-identified application and a copy of the Notice. A Fee Transmittal is also attached for payment of the filing fee.

Applicant hereby petitions under the provisions of 37 C.F.R. § 1.136(a) for a one month extension of time in which to respond to the Notice to File Missing Parts. Applicant has included a Fee Transmittal with this response for the fees associated with this extension of time.

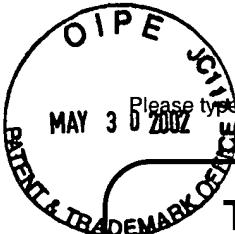
Respectfully submitted,

David L. Suter, Reg. No. 30,692

Dated: May 24, 2002

Harness, Dickey & Pierce, P.L.C.
P.O. Box 828
Bloomfield Hills, Michigan 48303
(248) 641-1600

10014822
05/31/2002 SSSEH1 00000061 220100
05 FC:115 110.00 CH



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T.D
HDP-53/21 based on PTO/SB/21 (08-00)
MP

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/014,822
Filing Date	10/26/01
First Named Inventor	Barker et al.
Group Art Unit	
Examiner Name	

Attorney Docket Number 4858-000213/CPA

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Response	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): copy of Notice to File Missing Parts; executed Declaration and Power of Attorney; and return postcard.
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application	Remarks	
<input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

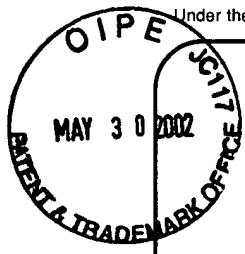
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Harness, Dickey & Pierce, P.L.C.	Attorney Name David L. Suter	Reg. No. 30,692
Signature			
Date	24 May 2002		

CERTIFICATE OF MAILING/TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on the date indicated below.

Typed or printed name	David L. Suter	Date	24 May 2002
Signature			



Under the Paperwork Reduction Act of 1995, persons are required to respond to a collection of information if it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT	(\\$)	2672	Attorney Docket No.	4858-000213/CPA
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METHOD OF PAYMENT (check all that apply)					FEE CALCULATION (continued)				
<input type="checkbox"/> Check	<input type="checkbox"/> Credit card	<input type="checkbox"/> Money Order	<input type="checkbox"/> Other	<input type="checkbox"/> None					
<input checked="" type="checkbox"/> Deposit Account:									
Deposit Account Number	22-0100								
Deposit Account Name	Valence Technology, Inc.								
The Commissioner is authorized to: (check all that apply)									
<input checked="" type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments									
<input checked="" type="checkbox"/> Charge any additional fee(s) during the pendency of this application									
<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.									
FEE CALCULATION									
1. BASIC FILING FEE									
Large Entity Fee Code	Fee (\$)	Small Entity Fee Code	Fee (\$)	Fee Description	Fee Paid				
101	740	201	370	Utility filing fee	740				
106	330	206	165	Design filing fee					
107	510	207	255	Plant filing fee					
108	740	208	370	Reissue filing fee					
114	160	214	80	Provisional filing fee					
SUBTOTAL (1)					(\$ 740)				
2. EXTRA CLAIM FEES									
Total Claims	100	-20 **	= 80	Extra Claims	Fee from below		Fee Paid		
Independent Claims	6	-3 **	= 3	X 18	= 288		1440		
Multiple Dependent				X 84	= 252				
				X 0	= 0				
Large Entity Fee Code	Fee (\$)	Small Entity Fee Code	Fee (\$)	Fee Description					
103	18	203	9	Claims in excess of 20					
102	84	202	42	Independent claims in excess of 3					
104	280	204	140	Multiple dependent claim, if not paid					
109	84	209	42	** Reissue independent claims over original patent					
110	18	210	9	** Reissue claims in excess of 20 and over original patent					
SUBTOTAL (2)					(\$ 1692)				
Other fee (specify) _____									
*Reduced by Basic Filing Fee Paid									
					SUBTOTAL (3)				
					(\$ 240)				

SUBMITTED BY			Complete (if applicable)		
Name (Print/Type)	David L. Souter	Registration No. Attorney/Agent)	30,692	Telephone	(248) 641-1600
Signature				Date	24 May 2002

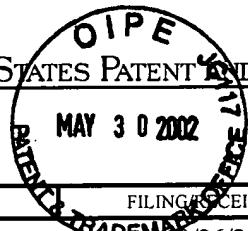
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231.
DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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UNITED STATES PATENT AND TRADEMARK OFFICE



COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/014,822	10/26/2001	Jeremy Baker	4858-000213/CPA

27572
HARNESS, DICKEY & PIERCE, P.L.C.
P.O. BOX 828
BLOOMFIELD HILLS, MI 48303

CONFIRMATION NO. 5043

FORMALITIES LETTER



OC000000007534677

Date Mailed: 02/26/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$1692.
 - \$1440 for 80 total claims over 20.
 - \$252 for 3 independent claims over 3 .
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 2562.**

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740.00	CH
1440.00	CH
252.00	CH
130.00	CH

05/31/2002

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01 FC:101	
02 FC:103	
03 FC:102	
04 FC:105	

*A copy of this notice **MUST** be returned with the reply.**N.G.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE